

Message Text

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ACTION EUR-12

INFO OCT-01 ARA-06 EA-07 ISO-00 ACDA-07 AGRE-00 AID-05
CEA-01 CEQ-01 CG-00 CIAE-00 EPG-02 COME-00
DLOS-09 DODE-00 DOTE-00 EB-07 EPA-01 ERDA-05
FMC-01 TRSE-00 H-01 INR-07 INT-05 IO-13 JUSE-00
L-03 NSAE-00 NSC-05 NSF-01 OES-07 OMB-01 PA-01
PM-04 PRS-01 SP-02 SS-15 USIA-06 FEA-01 /138 W
-----172025Z 045502 /72

R 171826Z MAY 77
FM USMISSION EC BRUSSELS
TO SECSTATE WASHDC 3821
INFO ALL EC CAPITALS
AMEMBASSY BRASILIA
AMEMBASSY PARAMARIBO
AMEMBASSY SEOUL
AMEMBASSY TOKYO
AMCONSUL MARTINIQUE

LIMITED OFFICIAL USE SECTION 1 OF 2 EC BRUSSELS 5032

E.O. 11652: N/A
TAGS: EEC, EFIS, PLOS
SUBJECT: US FISHERY OFF FRENCH GUIANA

REF: (A) EC BRUSSELS 3515, (B) EC BRUSSELS 4707,
(C) EC BRUSSELS 4806, (D) EC BRUSSELS 137

1 BEGIN UNCLASSIFIED. THE EC COUNCIL ON MAY 16 APPROVED BY
THE WRITTEN PROCEDURE TECHNIQUE A REGULATION PROVIDING FOR
INTERIM FISHERY CONSERVATION AND MANAGEMENT MEASURES OFF
FRENCH GUIANA. THE REGULATION, WHICH DIFFERS FROM THAT
REFERRED TO IN REF A AND POUCHED ON APRIL 12, IMPOSES
LIMITS ON THE NUMBER OF VESSELS AUTHORIZED TO FISH IN
THIS ZONE AS PER REF B AND NOTES THAT LICENSES TO BE
ISSUED BY THE RESIDENCY COUNTRY ON BEHALF OF THE
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COMMUNITY ARE TO APPLY ONLY TO SHRIMP. IN ANOTHER
INTERESTING CHANGE, THE REFERENCE IN THE PROPOSED
REGULATION TO PERMITTING BRAZIL, SURINAM, JAPAN AND
KOREA TO FISH FROM APRIL 1-JUNE 30, 1977 AT THE SAME
MONTHLY RATE AS IN 1975 HAS BEEN DROPPED IN FAVOR OF
VESSEL LIMITATIONS VALID ONLY THROUGH JUNE 30. AS IN
THE ARLIER TEXT, THE REGULATION INCORPORATES BY

REFERENCE THE ARLIER PERMISSION FOR THE US TO CONTINUE FISHING IN EC WATERS AT THE SAME MONTHLY RATE AS IN 1975 THROUGH THE END OF 1977 (PARA 3, REF D).

2. THE TEXT OF THE APPROVED REGULATION IS AS FOLLOWS:

QUOTE: THE COUNCIL OF THE EUROPEAN COMMUNITIES, HAVING REGARD TO THE TREATY ESTABLISHING THE EUROPEAN ECONOMIC COMMUNITY, HAVING REGARD TO THE ACT OF ACCESSION, HAVING REGARD TO THE PROPOSAL FROM THE COMMISSION, WHEREAS ON 3 NOVEMBER 1976 THE COUNCIL ADOPTED A SET OF RESOLUTIONS CONCERNING CERTAIN EXTERNAL AND INTERNAL ASPECTS OF THE COMMON FISHERIES POLICY; WHEREAS STRICT MEASURES MUST BE TAKEN TO PRESERVE THE STATE OF FISH STOCKS IN THE ZONE EXTENDING UP TO 200 NAUTICAL MILES FROM THE BASE LINES OFF THE COAST OF THE FRENCH DEPARTMENT OF GUYANA; WHEREAS, TO THAT END, STRICT SUPERVISION SHOULD FORTHWITH BE EXERCISED OVER FISHING IN THAT ZONE AND ACCESS THERETO RESTRICTED TO VESSELS FLYING THE FLAG OF NON-MEMBER COUNTRIES DULY AUTHORIZED TO FISH FOR SPECIFIED SPECIES UNDER CONDITIONS PREVIOUSLY LAID DOWN, BY VIRTUE OF AGREEMENTS TO BE CONCLUDED BETWEEN THE COMMUNITY AND THE NON-MEMBER COUNTRIES CONCERNED; WHEREAS, PENDING THE CONCLUSION OF SUCH AGREEMENTS, INTERIM MEASURES SHOULD BE ADOPTED FOR THE CONSERVATION AND MANAGEMENT OF FISHERY RESOURCES APPLICABLE TO VESSELS FLYING THE FLAGS OF BRAZIL, KOREA, THE UNITED STATES OF AMERICA, JAPAN AND SURINAM, HAS ADOPTED THIS REGULATION:

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ARTICLE 1: 1. FISHING WITHIN THE ZONE EXTENDING UP TO 200 NAUTICAL MILES FROM THE BASE LINES OFF THE COAST OF THE FRENCH DEPARTMENT OF GUYANA BY VESSELS FLYING THE FLAG OF BRAZIL, KOREA, JAPAN OR SURINAM SHALL BE SUBJECT TO THE GRANTING OF A LICENCE, ON BEHALF OF THE COMMUNITY, BY THE AUTHORITIES OF THE MEMBER STATE HOLDING THE PRESIDENCY OF THE COUNCIL. 2. ARTICLE 3 OF COUNCIL REGULATION (EEC) NO. 373/77 OF 24 FEBRUARY 1977 LAYING DOWN CERTAIN INTERIM MEASURES FOR THE CONSERVATION AND MANAGEMENT OF FISHERY RESOURCES APPLICABLE TO VESSELS FLYING THE FLAG OF CERTAIN NON-MEMBER COUNTRIES (OJ NO. L 53, 25.02.1977, P.1) SHALL APPLY TO CATCHES MADE BY THE UNITED STATES OF AMERICA IN THE ZONE REFERRED TO IN PARAGRAPH 1 UNDER THE CONDITIONS LAID DOWN IN ARTICLES 2 AND 3 OF THE PRESENT REGULATION.

PARA 3. SUBJECT TO PARAGRAPH 2, THE LICENSES REFERRED TO IN PARAGRAPH 1 SHALL BE VALID ONLY UNTIL 30 JUNE 1977.

ARTICLE 2. 1. WHEN AN APPLICATION FOR A LICENCE IS SUBMITTED TO THE AUTHORITIES REFERRED TO IN ARTICLE 1, THE FOLLOWING INFORMATION MUST BE SUPPLIED: (A) NAME OF THE VESSEL; (B) REGISTRATION NUMBER AND EXTERNAL IDENTIFICATION LETTERS AND NUMBERS; (C) PORT OF REGISTRATION; (D) GROSS TONNAGE AND OVERALL LENGTH; (E) CALL SIGN.

PARA 2. THE NUMBER OF LICENCES WHICH MAY BE ISSUED IS GIVEN IN THE ANNEX HERETO. 3. EACH LICENCE SHALL BE VALID FOR ONE VESSEL ONLY FOR A PERIOD CORRESPONDING TO THE APPLICATION OF ARTICLE 1 AND FOR FISHING FOR SHRIMPS WITHIN THE GEOGRAPHICAL LIMITS GIVEN IN ARTICLE 1.

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ARTICLE 3. THE FRENCH REPUBLIC SHALL TAKE THE NECESSARY MEASURES TO ENSURE THE ENFORCEMENT OF ARTICLES 1 AND 2 INCLUDING IN PARTICULAR REGULAR INSPECTION OF THE VESSELS OF NON-MEMBER COUNTRIES.

THE FRENCH REPUBLIC AND THE COMMISSION SHALL

COMMUNICATE THE INFORMATION REQUIRED FOR IMPLEMENTING THIS REGULATION, IN PARTICULAR INFORMATION REGARDING THE MONITORING OF THE VOLUME OF CATCHES MADE BY VESSELS FLYING THE FLAG OF THE NON-MEMBER COUNTRIES CONCERNED.

ARTICLE 4. THIS REGULATION SHALL ENTER INTO FORCE ON THE DAY FOLLOWING THAT OF ITS PUBLICATION IN THE OFFICIAL JOURNAL OF THE EUROPEAN COMMUNITIES. IT SHALL LIMITED OFFICIAL USE

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APPLY FROM 1 MAY 1977.

THIS REGULATION SHALL BE BINDING IN ITS ENTIRETY AND DIRECTLY APPLICABLE IN ALL MEMBER STATES.

DONE AT BRUSSELS, FOR THE COUNCIL. THE PRESIDENT.

ANNEX: MAXIMUM NUMBER OF LICENCES WHICH MAY BE ISSUED:

--VESSELS FLYING THE FLAG OF BRAZIL 18

--VESSELS FLYING THE FLAG OF KOREA 12

--VESSELS FLYING THE FLAG OF THE UNITED STATES OF AMERICA 65

--VESSELS FLYING THE FLAG OF JAPAN 16

--VESSELS FLYING THE FLAG OF SURINAM 5.

END QUOTE. END UNCLASSIFIED.

3. BEGIN LOU THE JAPANESE MISSION TO THE EC INFORMS US THAT, ACTING UNDER INSTRUCTION FROM TOKYO, IT PROTESTED TO THE COMMISSION, BEFORE COUNCIL APPROVAL OF THE REGULATION, THE DRASTIC REDUCTION OF JAPANESE VESSELS PERMITTED TO FISH IN THE ZONE FROM SLIGHTLY UNDER ONE HUNDRED TO ONLY 16. THE JAPANESE ALSO REMONSTRATED THAT THE MEASURE WAS DISCRIMINATORY SINCE THE US WAS ONLY CUT-BACK FROM SLIGHTLY OVER 100 VESSELS IN THE AREA TO 65. THE COMMISSION MADE NO SUBSTANTIVE REPLY TO THE JAPANESE PROTEST.

4. WE UNDERSTAND THAT THE COMMISSION PLANS TO NOTIFY US FORMALLY OF THIS NEW REGULATION AND PROBABLY INCLUDE ADDITIONAL INFORMATION ON HOW US FISHERMEN SHOULD OBTAIN LIMITED OFFICIAL USE

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LICENSES. END LOU.HINTON

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CONSERVATION, AGREEMENT DRAFT, FISHING AGREEMENTS
Control Number: n/a
Copy: SINGLE
Sent Date: 17-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977ECBRU05032
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770175-0498
Format: TEL
From: EC BRUSSELS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770550/aaaabqxa.tel
Line Count: 228
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Locator: TEXT ON-LINE, ON MICROFILM
Message ID: c632be92-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 EC BRUSSELS 3515, 77 EC BRUSSELS 4707, 77 EC BRUSSELS 4806, 77 EC BRUSSELS 137
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29-Nov-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2495401
Secure: OPEN
Status: NATIVE
Subject: US FISHERY OFF FRENCH GUIANA
TAGS: EFIS, PLOS, FG, EEC
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/c632be92-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009